

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

EUGENE N. DUNSTON,
Plaintiff,
v.
SHERIFF DONNIE HARRISON in his official and
individual capacities; Wake County Sheriff's Office
Detention Officer MICHAEL J. HAYES, and
former officer WACO DOUGLAS, JR., in their
individual capacities; and THE OHIO CASUALTY
INSURANCE COMPANY as surety, and Wake
County Sheriff's Office Detention Officer DUANE
D. GREENFIELD, in his individual capacity,
Defendants.

**JUDGMENT IN A CIVIL CASE
CASE NO. 5:11-CV-747-F**

JURY VERDICT.

This action was tried by a jury with the Honorable James C. Fox, Senior United States District Judge, presiding, and the jury has rendered a verdict.

IT IS ORDERED, ADJUDGED AND DECREED that the Plaintiff has not proved that *Defendant Douglas* violated his right as a pretrial detainee to be free from *excessive force* under the Fourteenth Amendment; that the Plaintiff has not proved that *Defendant Greenfield* violated his right as a pretrial detainee to be free from *excessive force* under the Fourteenth Amendment; that the Plaintiff has not proved that *Defendant Hayes* violated his right as a pretrial detainee to be free from *excessive force* under the Fourteenth Amendment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff has not proved that *Defendant Douglas* committed a battery of him; that the Plaintiff has not proved that *Defendant Greenfield* committed a battery of him; that the Plaintiff has not proved that *Defendant Hayes* committed a battery of him.

This judgment filed and entered on March 20, 2015, and electronic copies to:

Eric Laurence Doggett, Attorney for Plaintiff
Gregory M. Kash, Attorney for Plaintiff
Caroline P. Mackie, Attorney for Defendants
J. Nicholas Ellis, Attorney for Defendants
via electronic service - CM/ECF

DATE:

**JULIE RICHARDS JOHNSTON,
CLERK, US DISTRICT COURT**

March 20, 2015

/s/ Shelia Foell
(By) Shelia Foell, Deputy Clerk of Court